IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

FRIDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

-

W.A.NOS.677, 678,679 AND 680 OF 2005

WRIT APPEAL NO : 677 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 24/02/2005 in WP No: 3298 OF 2005 on the file of the High Court.)

Between:

1. The Government of A.P.Revenue (Excise.II) Department, Secretariat,

Hyderabad.
2. The Commissioner, Prohibition & Excise, Hyderabad.
3. The Prohibition & Excise Superintendent, Mahabubnagar,

Mahabubnagar District.
4. The Prohibition & Excise Superintendent, Guntur, Guntur District.
5. The Prohibition & Excise Superintendent, Nalgonda, Nalgonda District.
6. The Prohibition & Excise, Superintendent, Adilabad, Adilabad District.
7. The Prohibition & Excise, Superintendent, Warangal, Warangal District.
8. The Prohibition & Excise, Superintendent, Karimnagar, Karimnagar

District.

..... APPELLANTS

AND

1 A.Raju, S/o.Arunachalam,
M/s.Sai Wines, (L.No.175/98-99) D.No.10-83 (old Bus Stand)

DevaraKadra.

2 K.Govardhana reddy, S/o.Venkata Reddy,
M/s.Balaji Wines, (L.No.23/2001-01) D.No.11-20 DevaraKadra.
3 K.Vasagoud, S/o.Ramulu Goud,
M/s.Sai Krishna Wines, (L.No.102/98-99) D.No.17-173/2, Nagar

Kurnool.
4 M.Srinivasulu, S/o.Pattabhiramulu,
Sri Lakshmi Srinivasa Wines, (L.No.40/2002-03) D.No.15-1/2, Nagar

Kurnool.
5 A.Satyam, S/o.Ramulu,
Sri Sai Lakshmi Wines, (L.No.151/98-99) D.No.22-99, Nagar Kurnool.
6 T.BatLa Reddy, S/o.Inna Reddy,
Vineela Wines (L.No.168/98-99) D.No.11-140/1, Nagar Kurnool.
7 M.Parameswar, S/o.Viswanadham,
New Sankar Wines (L.No.103/98-99) D.No.17-158, Nagar Kurnool.
8 B.Srinivasa Rao, S/o.Venkatrao,
Aditya Wines (L.No.11/2002-03) D.No.9-45, Nagarkurnool
9 J.Narendar Reddy, S/o.Ramachandra Reddy,
Trisul Wines, (L.No.177/98-99) D.No.17-507, Nagar Kurnool.
10 G.Chandrasekhar, S/o.Nagendram,
Balaji Wines (L.No.198/98-99) D.No.1-47, Gopalpet.
11 P.Suresh Setty, S/o.Ramani Setty,
Sai Teja Wines (L.No.2/98-99) D.No.1-155/A, Marrikal Village,

Dhanvad Mandal,
12 N.Srinivasulu, S/o.Venkataiah,
Raja Rajeswari Wines, (L.No.106/98-99) D.No.4-71, Hanwad.
13 A.Srinivasulu, S/o.Satyam,
Tirumala Wines, (L.No.204/98-99) D.No.7-33/5, Telakapalli,

Telakapalli Mandal.
14 T.Kasinadha Reddy, S/o.Purushotham Reddy,
New Golden Wines (L.NO.126/98-99) D.No.2-4, Shadnagar.
15 N.Anjaiah, S/o.Chandraiah,
Venkateswara Wines (L.No.147/98-99) D.No.2-65, Shadnagar.
16 P.Purnachandar, S/o.Simmaiah,
Rishi Wines, (L.No.148/98-99) D.No.11-29, Shadnagar.
17 N.Balwanth Reddy, S/o.Krishna Reddy,
M/s. Kanakadurga Wines, (L.No.36/2002-03) D.NO.11-24,

Shadnagar.
18 B.Jayasimha Reddy, S/o.Srinivas Reddy,
Sai Krishna Wines (L.No.28/2002-03) D.No.10 Street No.1,

Rangapur, Kothur Mandal.
(petitioners 1 to 18 are belongs to Mahaboobnagar Dist)
19 K.Girish, S/o.Koteswara Rao,
Vasavi Wines, (L.No.682/98-99) D.No.10, Main Road, Dachepalli,
Guntur District.
20 K.Nagi Reddy, S/o.Pedda Narsi Reddy,
Sai Durga Wines (L.NO.319/98-99) D.No.10E, Main Road,

Dachepalli, Guntur District.
21 A.Yadagiri S/o.Saidaiah,

Manjeera Wines (L.No.92/98-99) Wadapalli, Damicherla Mandal,
Nalgonda District.

22 M.Chinnaiah, S/o.Ramulu,
Sai Wines, (L.No.7/2001-02) D.No.Ambedkar X Road, Raichur Road,
Makthal Mandal, Mahabubnagar District.

23 B.Rajasekhar Goud, S/o.Rajendrappa Goud,
M/s.Raja Wines (L.No.34/98-99) D.No.2-58, Raichur Road,
Makthal, Mahabubnagar District.

24 G.Venkata Rama Reddy, S/o.G.Krishna Reddy,
Prassnna Wines (L.No.5/98-99) D.No.1-3, Rai Hur Road Op.Bustand

Makthal, Makthal Mandal, Mahabubnagar District.

25 G.Vijaya Kumar, S/o.Narayana Rao,
Sruthi Wines (L.No.152-203-04) D.No.G.C.C.C.Town Ship, Narsapur,
Adilabad District.

26 K.Ravinder Rao, S/o.Rama Rao,
Sai Wines (L.No.164/2003-04) D.No.3-102, Srirampur, Adilabad

District.

27 K.Sudarshan Rao, S/o.K.Venkateswara Rao,
Kakatiya Wines, L.No.24/1998-99 D.No.7-102/14, Bhoopal pally,
Warangal District.

28 A.Sridhar, S/o.Jagannadham,
Usha Wines, (L.NO.43) D.No.5-150, Bhoopal Pally,
Warangal District.

29 G.Rajaiah, S/o.Rajaiah,
M/s.Balaji Wines, (L.No.33/01-02) Manthani Vlg., and Mandal,

Karimnagar Town and District.

30 B.Srinivas, S/o.Jampaiah,
Golden Wines (23/98-99) Manthani, Karimnagar District.

31 Akbar Khan, S/o.Nazar Khan,
Mahadevpur Wines, (L.No.48/01-02) Mahadevpur, Karimnagar

District.

32 G.Malla Reddy, S/o.Raja Reddy,
M/s. Balaji Wines, (L.No.157/03-04) Srirampur, Adilabad District.

33 Pothu Bapu Reddy, S/o.Raja Reddy,
Swetha Wines,(L.No.32/2000-01) Manthani, Karimnagar District.

34 Chinna Narsan Goud, S/o.Narsimhulu Gud,
Sai Krishna Wines(L.No.137/98-99) Marrikal Rural Dhanwad Mandal,
Mahabubnagar District.

35 T.Babu Goud, S/o.Nagaiah,
M/s.Kanakadurga Wines (L.No.208/98-99) D.No.10-07, Dhanwad,

Mahabubnagar District.

36 K.Ramulu Goud, S/o.Muchanna Goud,
Radhika Wines (L.No.3/98-99) H.No.2-138, Makthal Mahabubnagar

District.

.....RESPONDENTS

Counsel for the Appellants: GP FOR PROHIBITION & EXCISE

Counsel for the Respondents: MR.M.BRAHMA REDDY

WRIT APPEAL NO : 678 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 25/02/2005 in WP NO : 3584 OF 2005 on the file of the High Court.)

Between:

1. The Government of A.P., rep by Chief Secrtary, Revenue (Excise-II)

Department, Secretariat Buildings, Hyderabad
2. The Commissioner of Prohibition and Excise, Hyderabad
3. The Prohibition & Excise Superintendent Chittoor, Chittoor District
4. The District Collector, Chittoor, Chittoor District

..... APPELLANTS

AND

1 M/s. Srinivasa Wines rep by Proprietor, V. Rama Murthy Reddy S/o V.

Narasimha Reddy, R/o P. Reddivari Palli Village, Polakala Post,

Irala Mandal, Chittoor District
2 M/s. Lakshmi Wines rep by Proprietor, M. Madhava Naidu S/oM.

Nasrayanaswamy Naidu
R/o D. Punepalli (V)&(P) Punumuru Mandal, Chittoor district
3 M/s. Goutham Wines rep by Proprietor, N. Prabhakar Reddy S/o N.

Krishna Reddy
R/o Kothakota (V)&(P), Puthalapattu Mandal, Chittoor District

.....RESPONDENTS

Counsel for the Appellants: GP FOR PROHIBITION & EXCISE

Counsel for the Respondents: MR.K.KISHOR KUMAR REDDY

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WRIT APPEAL NO : 679 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 24/02/2005 in WP NO: 2750 of 2005 on the file of the High Court.)

Between:

1 The Government of Andhra Pradesh , Revenue (Excise-II)

Department, Secretariat, Hyderabad
Rep.by its Special Chief Secretary.
2 The Commissioner of Prohibition &Excise, Govt. of Andhra Pradesh,

Hyderabd.
3 The Superintendent of Prohibition & Excise, chittoor, Chittoor District.
4 The District Collector, Chittoor District , Chittoor.

..... APPELLANTS

and

1. P.V.Dharmalingam, S/o Venkatesa Mudali,
3/1-A, Pudupeta, Nagari Mandal, Chittoor district.
2 K.Velmurugan, S/o Subrahmanya Mudali,
10/153, Nagalapuram Road,
Nagari, Chittoor District.
3 E.Ekambara Reddy, S/o Munaswamy Reddy,
1-1/8, Ekambara Kuppam,
Nagari Mandal, Chittoor District.
4 M.Sulthan, S/o Md.Mohideen,
D.No.53/11 Nagalapuram Road,
Nagari, Chittoor District.
5 C.S.Dhananjayan, S/o Subrahmanyam Mudali,
D.No.7/189 Prakasam Road,
Nagari, Chittoor District.
6 G.Rajasekhar, S/o Venkataratnam Naidu,
D.No.8-208.A Prakasam Road,
Nagari, Chittoor District.
7 E.M.Dandapani, S/o A.J.Manikyam,
D.No.6-92 Chintalapatteda,
Nagari Mandal, Chittoor District.
8 P.Mohan, S/o Boojinaidu,
D.No.10/118, Pallipatt Road,
Nagari, Chittoor District.
9 A.Lokanatham, S/o Natarajan,
Tadukupeta,
Nagari Mandal, Chittoor District.
10 A.Natarajan, S/o Subrahmanyam Naidu,
13, Girinaidu complex, Nindra,
Nagari Mandal, Chittoor District.
11 M.N.Mohan, S/o Natesa Mudali,
D.No.1-276, K.V.R.Pet,
Nagari Mandal, Chittoor District.
12 C.E.Varadappan, S/o C.N.Elumalai
D.No.3/74, Pudupeta,
Nagari Mandal, Chittoor District.
13 A.Ashokan, S/o Annamalai Mudali,
D.No.11/48, Nagalapuram Road,
Nagari, Chittoor District.
14 G.Ranganatham S/o Govindawami,
D.No.2-5/1, Pudupeta,
Nagari Mandal, Chittoor District.
15 A.V.Subrahmanyam S/o Varadppa Mudali,

D.No.3-93, Satrawada,
Nagari Mandal, Chittoor District.

16 R.Kesavulu Naidu, S/o Srinivasulu Naidu,
Prakasam Road,
Nagari, Chittoor District.

17 C.A.Shanmugam, S/o Adimulam Naidu,
D.No.1-4A, Ekambarakuppam,
Nagari Mandal, Chittoor District.

18 K.Ramesh, S/o Kannai Naidu,
D.No.11/3, Prakasam Road,
Nagari, Chittoor District.

19 T.Devarajulu, S/o Nagaiah,
D.No.2-460, Taduku R.S.,
Vadamala, Chittoor District.

20 P.Chandraiah, S/o Subrahmanyam,
D.No.192-A, Puttur Village and Mandal
Chittoor District.

21 D.Umapathi, S/o Guruswamy,
D.No.4-56, Vadamalapeta Village &Mandal,
chittoor District.

22 P.Mangaiah Naidu S/o Errappa Naidu
D.No.5-80/3, Vadamalapeta Village & Mandal,
chittoor District.

23 D.Rama Moorthy, S/o Subbarayalu Naidu,
Aruru Village, Satyaveedu Mandal,
chittoor District.

24 Y.Damodara Reddy S/o Subba Reddy
Vampalli Village, Srikalahasti,
chittoor District.

25 T.Paradesaiah, S/o Gangaiah
Dasukuppam Village, Satyaveedu,
chittoor District.

26 K.Pratap Reddy, S/o Sundararami Reddy,
Dasukuppam Village, Satyaveedu Mandal,
chittoor District.

27 C.Udaya Kumar S/o Late Venkata raju,
Satyaveedu Village & Town,
chittoor District.

28 B.Lokaiah, S/o Venkata Reddy,
Dasukuppam village, Satyaveedu Mandal,
Chittoor District.

29 K.Ramachandra reddy S/o Subba Reddy, Dasukuppam Village and

Town, SatyaveeduRoad,
Chittoor District.

…RESPONDENTS

Counsel for the appellants: GP FOR PROHIBITION & EXCISE

Counsel for the Respondents: MR.L.J.VEERA REDDY

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WRIT APPEAL NO : 680 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 24/02/2005 in WP No: 3471 OF 2005 on the file of the High Court.)

Between:

1 Government of Andhra Pradesh, rep.by Secretary,

Revenue (Excise-II) Department, Secretariat,
Hyderabad.

2 Commissioner of Prohibition & Excise, Government of Andhra

Pradesh, Hyderabad.

3 Superintendent of Prohibition and Excise, Visakhapatnam.
4 Superintendent of Prohibition and Excise, East Godavari District.
5 Superintendent of Prohibtion and Excise, West Godavari District.
6 Superintendent of Prohibition and Excise, Karimnagar District.
7 Superintendent of prohibition and Excise, Adilabad District.
8 Superintendent of Prohibition and Excise, Srikakulam District.

..... APPELLANTS

AND

1. M.Srinivasa Rao, S/o.Sambaiah,
   M/s.Janapriyas Wines, Visakhapatnam L.No.91.
2. A.Maheswararao, S/o.Apparao,
   Jaya Durga Wines, Visakhapatnam L.No.99.
3. T.V.Prasad, S/o.Venkata Satyanarayana,
   Island Wines, Visakhapatnam L.No.98.
4. M.Rama Mohana Rao, S/o.Rama Dash,
   Janardhana Wines, Visakhapatnam L.No.394.
5. M.S.Kiran, S/o.Adinarayana,
   Varma Wines, Visakhapatnam L.No.697.
6. N.Rama Krishna,
   Vijaya Wines, Visakhapatnam L.No.492.
7. T.Vamsi Krishna, S/o.T.V.V.Prasad,
   Vizag Wines, Visakhapatnam L.No.112.
8. T.S.N.Murthy, S/o.Sambamurthy,
   Satya Wines, Visakhapatnam L.No.548.
9. Lakshmi, W/o.Jagadeeswararao,
   Satya Wines, Visakhapatnam L.No.699.
10. G.Bhaskarrao, S/o.Babu Rao,
    Visakha Beer Wines, Visakhapatnam L.No.455.
11. SSN Prasad,
    Himagiri Wines, Visakhapatnam L.No.353.
12. B.Krishnarao, S/o.Apparao,
    Sri Satya Sai Wines, Anakapalli, Visakhapatnam L.No.23.
13. Y.Srinivas, S/o.Narayana Murthy,
    Ganesh Beers Wines, Anakapalli Mandal. Visakhapatnam L.No.4.
14. Y.Ramachanderrao, S/o.Satyanarayana,
    Surya Beer Wines, Visakhapatnam L.No.397.

15. B.Kanakaraju, S/o.Somaiah,
Sri Devi Wines, Visakhapatnam L.No.236.
16. B.Apparao, S/o.Somaiah,
Sri Lakshmi Narasimha Wines, Visakhapatnam L.No.44.
17. Srinivasarao, S/o.Suri,
Swarna Wines, Visakhapatnam L.No.250.
18. K.Uma Mameswararao, S/o.Krishna Murthy,
Nukambula Wines, Butchaiahpet, Visakhapatnam L.No.30.
19. A.Raju S/o.Abaiah,
Sri Mahalakshmi Wines, Burugupalem, L.No.29.
20. A.Srinivas, S/o.Somudu,
Sri Sai Lakshmi Wines, Jalluru, L.No.12.
21. B.Varalanaiadu,
Janapriya Wines, Visakhapatnam L.No.7.
22. A.Murali Krishna, S/o.Venku Naidu,
Sri Ganesh Wines, Nathavaram L.No.78.
23. P.Simhachalam, S/o.Apparao,
Sri Vinayaka Wines, Yerrvaram, L.No.13.
24. T.Prasadarao, S/o.Sriramudu,
Harini wines, Bheemudi L.No.642.
25. Prasad Rao, S/o.Paidithalli,
Phydithallamma Wines, Tagarapuvalasa, L.No.638.
26. P.Rama Rao, S/o.Appanna,
Balaji Wines, Tagarapuvalasa, L.No.488.
27. M.V.Suryanarayana, S/o.Narasimham,
Sri Sai Wines, Tagarapuvalasa, L.No.40.
28. E.V.Ramana, S/o.Satyarao,
Sri Durga Wines, Madhuravawada, Visakhapatbham L.No.77.
29. G.Nageswararao, S/o.Ramudasu,
Sri Vinayaka Wines, Chandrapalem No.76.
30. T.Krishnarao, S/o.Ramu,
V.K.Wines, Bbaipalli, Srikakulam District.L.No.47.
31. P.Taviti Naidu, S/o.Naryana, Jaidurga Wines,
Palasa Srikakulam District.
32. V.Srinivas, S/o.Veeresam,
Balaji Wines, Gorrwepalli, Karimnagar L.No.28.
33. Gudla Ramurthy, S/o.Nambesham,
Srinivasa Wines, Isentnari Colony,
Karimnagar,L.No.32.
34 Madireddy Mohan Reddy, S/o.Sammireddy,
Venkateswara Wines, CCC.Naspur, Adilabad L.No.217.
35 Bathula Raja Veeru, S/o.Sankaraiah,
Srinivasa Wines, C.C.S.Naspur Adilabad L.No.155.
36 A.Sadanandam, S/o.Komaraiah, Mang Wines,
Adilabad L.No.176.
37 J.Yadigir, S/o.Ramachander,
Anjini Wines, Adilabad L.No.177.
38 S.V.V.S.Narayana, S/o.Ramurthy,
Sri Hanuman Wines, Agadi,E.G.District L.No.290.
39 K.Srinivas Rao, S/o.Satyam Sai Wines,
Kotha pet, E.G.District.
40 M.Narayanarao, S/o.Sriramamurthy, Bala Balaji wines,

Samisragudem,
West Godavari District L.No.363.
41 M.Ganeshwar Rao, S/o.Ramana, Sri Bala Balaji Wines, Racharala,
West Godavari District L.No.698.
42 R.Ganapathi Rao, S/o.Venkatarao, Sri Bala Balaji Wines,
K.Illindla Parru, West Godavari District L.No.249.
43 S.Ramalinga reddy, S/o.Rama Krishna Reddy, Sri Madhura Wines,
Eleti Padu, West Godavari District L.No.367.
44 G.Samba Murthy, S/o.Venkatarao Bala Balaji Wines, East Vipparru,
West Godavari District L.No.286.
45 K.Narasimharao, S/o.Perumalaswamy,Bala Balaji Wines, Vadili,
West Godavari District L.No.47.
46 A.Srinivas, S/o.Abaiaha, Mahalakshmi Wines,
Vella L.No.938.
47 G.S.V.V.Vara Prasad, S/o.Prabakar Rao,
Jai Sai Wines, Karapa, Vella, L.No.1013.
48 Manjusha,
Jaya Wines Korumamidi, West Godavari District L.No.296.
49 M/s.Yaja Sri Wines rep.by G.M.V.S.Jayamani, P.S.Vijayanand,

Jauyasri Wines, Gouripatnam.
West Godavari District.L.No.264.

.....RESPONDENTS

Counsel for the Appellants: GP FOR PROHIBITION & EXCISE
Counsel for the Respondents: MR.M.BALANAGA SRINIVAS

The Court at the stage of admission made the following :

ORDER: (per Sri BRSR.J)

The subject matter that arises for consideration in these writ appeals is squarely covered by the judgment rendered by us in W.A.Nos.344, 345, 346 and 347 of 2005 dated 22.3.2005. Following the said judgment, these writ appeals are dismissed with the same observations as the one made in the judgment referred to above.

(B.SUDERSHAN REDDY,J)

dated 01..04..2005

(C.V.RAMULU,J)

msv

Note: After signing of this common judgment by BRSR,J and CVR,J and after dispatching the same, BRSR,J directs the Office to place one copy each of this common judgment in the respective original bundle of each application (which are disposed of by this common judgment) for ready reference and record purpose.

B/O

msv.

To

1. The Chief Secretary, Revenue (Excise.II) Department, Secretariat,

Government of A.P. Hyderabad.
2. The Secretary, Revenue (Excise-II) Department, Secretariat,

Government of A.P. Hyderabad.

3. The Commissioner, Prohibition & Excise, Hyderabad.
4. The Prohibition & Excise Superintendent, Mahabubnagar,

Mahabubnagar District.
5 The Prohibition & Excise Superintendent, Guntur, Guntur District.
6. The Prohibition & Excise Superintendent, Nalgonda, Nalgonda District.
7. The Prohibition & Excise, Superintendent, Adilabad, Adilabad District.
8. The Prohibition & Excise, Superintendent, Warangal, Warangal District.

9. The Prohibition & Excise, Superintendent, Karimnagar, Karimnagar

District.

10 The Prohibition & Excise Superintendent Chittoor, Chittoor District
11. The District Collector, Chittoor, Chittoor District

12 Superintendent of Prohibition and Excise, Visakhapatnam.
13 Superintendent of Prohibition and Excise, East Godavari District.
14 Superintendent of Prohibition and Excise, West Godavari District.
15 Superintendent of Prohibition and Excise, Srikakulam District.

16 2 CCs to G.P. for Prohibition and Excise, High Court of A.P.

Hyderabad (OUT)

17 2 CD copies.